



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

QINETIQ LIMITED

Petitioner,

v.

KINETIC MARKETING
INC.

Registrant.

Cancellation No. 92045288

Reg. No. 1,454,926

Atty. Ref.: 124-888

TTAB

Date: December 5, 2006

Sir:

Attached are copies of papers filed pursuant to a settlement agreement between QinetiQ Limited and Kinetic Marketing, Inc. Because these papers relate to and affect Cancellation Proceeding No. 92045288, a copy is being filed with the Board.

Respectfully submitted
NIXON & VANDERHYE, P.C.

By: 

Robert W. Adams
901 North Glebe Road, 11th Flr.
Arlington, Virginia 22203
Tel: (703) 816-4022

Encl.

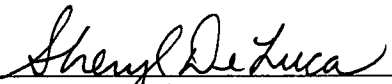
12-05-2006

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #22

1147021

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing letter to the Board was served on counsel for Registrant, Julie B. Seyler, Abelman, Frayne & Schwab, 666 Third Avenue, New York, New York 10017, via First Class Mail this 5th day of December, 2006.



Sheryl De Luca

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re ☒ TRADEMARK APPLICATION

☐ TRADEMARK REGISTRATION of:

QinetiQ Limited

Class(es): 9

Serial No.: 76/288,427

Examiner: Dalier

Filed: July 18, 2001

Our Account No. 14-1140

Reg. No.

Our Reference: 124-888

Dated:

Mark: QINETIQ

Box RESPONSES

NO FEE

Date: December 5, 2006

Commissioner for Trademarks

P.O. Box 1451

Alexandria, Virginia 22313-1451

Sir:

The document indicated below is attached for filing and is incorporated by reference. Fees are attached as calculated below:

<input type="checkbox"/> <u>BASED ON INTENT-TO-USE</u> : TRADEMARK Application in	class(es) (\$375.00 (6001) per class)	\$	0.00
<input type="checkbox"/> <u>BASED ON USE</u> : TRADEMARK Application in 0 class(es) (\$375.00) (6001) with 0 specimen(s)	(one specimen per class)	\$	0.00
<input type="checkbox"/> Request to Divide Trademark Application.	(\$100) (6006)	\$	0.00
<input type="checkbox"/> TRADEMARK Application in	class(es) (\$375.00) (6001) claiming priority under 15 U.S.C. 1126(d)	\$	0.00
<input type="checkbox"/> TRADEMARK Application in 0 class(es) (\$375.00) (6001) based on foreign registration under 15 U.S.C. 1126(e)		\$	0.00
<input type="checkbox"/> Response to Official Action of	; <input type="checkbox"/> 0 new class(es) after response (\$375.00 per class) (6001)	\$	0.00
<input type="checkbox"/> Allegation of Use (under Sec. 1051(c)) (\$100.00 per class) (6002) in 0 class(es) with 0 specimen(s)		\$	0.00
<input type="checkbox"/> Allegation of Use (under Section 1051(d) (\$100.00 per class) (6003) in 0 class(es), together with 0 specimen(s)		\$	0.00
<input type="checkbox"/> Request for an Extension of Time to File Statement of Use (\$150.00 per class) (6004) in	class(es)	\$	0.00
<input type="checkbox"/> Notice of Appeal in 0 class(es) (\$100.00 per class) (6403)		\$	0.00
<input type="checkbox"/> Declaration Of Use Under Section 8 in 0 class(es) (\$100.00 per class) (6205)		\$	0.00
<input type="checkbox"/> LATE FEE FOR SECTION 8 (\$ 100.00 per class) in 0 class(es) (6206)		\$	0.00
<input type="checkbox"/> Declaration Of Use Under Section 15 in 0 class(es) (\$200.00 per class) (6208)		\$	0.00
<input type="checkbox"/> Combined Declaration of Use Under Sections 8&15 in 0 class(es) (\$300.00 per class) (6205 and 6208)	Above 8 and/or 15 with 0 specimen(s) (one per class)	\$	0.00
<input type="checkbox"/> LATE FEE FOR COMBINED SECTION 8&15 (\$ 100.00 (6206) per class) in 0 class(es)		\$	0.00
<input type="checkbox"/> Combined Declaration Under Sections 8 & 9 for Renewal application in 0 class(es) (\$500.00) (\$400.00 (6201) per class for renewal and \$100.00 (6205) per class for Section 8 Decl.) with 0 specimen(s) (one per class)		\$	0.00
<input type="checkbox"/> LATE FEE FOR COMBINED SECTION 8 & 9 (\$100.00 (6203) per class/\$100.00 (6206)fee per Section =	\$ 200.00 (6206)) in 0 class(es)	\$	0.00
<input type="checkbox"/> Assignment to be recorded against 0 mark at \$40.00 (8521) (and 0 additional marks at \$25.00 (8522))		\$	0.00
<input type="checkbox"/> Petition to Revive \$100 (6005)		\$	

☒ Other: **CONSENT TO REGISTRATION OF KINETIC MARKETING, INC.**

TOTAL \$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

NIXON & VANDERHYE P.C.

901 North Glebe Road, 11th Floor

Arlington, Virginia 22203-1808

Telephone: (703) 816-4022

Facsimile: (703) 816-4100

RWA:sld

By Atty: Robert W. Adams

Signature: 

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Law Office: 112
Serial No.: 76/288,427
Mark: QINETIQ

In re Trademark Application of

QinetiQ Limited

Atty. Ref.: 124-888

Filed: July 18, 2001

Attorney: Dalier Lauriel

* * * * *

December 5, 2006

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Sir:

Enclosed for filing is a "CONSENT TO REGISTRATION BY KINETIC MARKETING,
INC."

Respectfully submitted
NIXON & VANDERHYE, P.C.

By: 

Robert W. Adams
901 North Glebe Road, 11th Flr.
Arlington, Virginia 22203
Tel: (703) 816-4022

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Law Office: 112
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Atty. Ref.: 124-888

Filed: July 18, 2001

Attorney: Dalier Lauriel

* * * * *

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

Sir:

CONSENT TO REGISTRATION BY KINETIC MARKETING, INC.

Pursuant to the Settlement Agreement between Applicant, QinetiQ Limited and Kinetic Marketing, Inc. (hereafter "Kinetic Marketing"), Kinetic Marketing hereby consents to the registration and use of the above mark as sought in this pending application. In this connection, Kinetic Marketing affirmatively states that, based upon its actual marketplace experience, there is and has been no likelihood of confusion between Applicant's mark and the KINETIC mark of Kinetic Marketing.

Exhibit A

QINETIQ
Serial No. 76/288,427

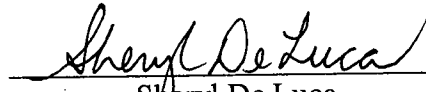
KINETIC MARKETING, INC.

By: CyBeyda
Name: Charles F. Beyda
Title: VP

Date: 11/22/06

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing "CONSENT TO REGISTRATION BY KINETIC MARKETING, INC." was served on counsel for Registrant, Julie B. Seyler, Abelman, Frayne & Schwab, 666 Third Avenue, New York, New York 10017, via First Class Mail this 5th day of December, 2006.


Sheryl De Luca